



10/553,929 PCT/EP 20 AUG 2006

**PATENT
KEL01 P-146**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Patrick Leahy
Serial No. : 10/553,929
Filed : October 20, 2005
International No. : PCT/EP04/04380
International Filing Date : April 22, 2004
For : A DEVICE FOR USE IN PARIETAL SURGERY

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING

I certify that the attached return postal card, Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office mailed June 27, 2006, Declaration and Power of Attorney and Correspondence Address Indication Form, and copy of Notification of Missing Requirements are being deposited with the United States Postal Service via First Class Mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on AUGUST 23, 2006.

Donald S. Gardner
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2851 Charlevoix Drive, S.E.
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Dear Sir:

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371

Responsive to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office mailed June 27, 2006, enclosed herewith are the required parts of the above identified application which were not available at the time of filing:

1. Declaration; and
2. Power of Attorney and Correspondence Address Indication Form.

Also enclosed is the required copy of the NOTIFICATION OF MISSING REQUIREMENTS.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account 22-0190. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

PATRICK LEAHY

By: Van Dyke, Gardner, Linn & Burkhardt, LLP

AUGUST 23, 2006
Date

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/553,929

FIRST NAMED APPLICANT

Patrick Leahy

ATTY. DOCKET NO.

KEL01 P-146

INTERNATIONAL APPLICATION NO.

PCT/EP04/04380

I.A. FILING DATE

04/22/2004

PRIORITY DATE

04/22/2003

28101

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CONFIRMATION NO. 6150

371 FORMALITIES LETTER



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Missing Parts DUE
Aug. 27, 2006

Date Mailed: 06/27/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/20/2005
- Copy of the International Search Report filed on 10/20/2005
- Preliminary Amendments filed on 10/20/2005
- Information Disclosure Statements filed on 10/20/2005
- Oath or Declaration filed on 10/20/2005
- Request for Immediate Examination filed on 10/20/2005
- U.S. Basic National Fees filed on 10/20/2005
- Priority Documents filed on 10/20/2005
- Specification filed on 10/20/2005
- Claims filed on 10/20/2005
- Abstracts filed on 10/20/2005
- Drawings filed on 10/20/2005

RECEIVED

JUN 30 2006

VANDYKE, GARDNER
LINN & BURKHART, LLP.

RECEIVED

JUL 05 2006

VANDYKE, GARDNER
LINN & BURKHART, LLP.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/553,929	PCT/EP04/04380	KEL01 P-146